

#3

EXPRESS MAIL CERTIFICATE

“Express Mail” mailing label number : EL 983 776 528 US

Date of Deposit : January 6, 2006

Type of Documents : Reply to Notice to File Missing Requirements (2 pages);

Copy of Notification of Missing Requirements (2 pages);

Copy of Declaration for Patent Application (2 pages);

Statement Regarding Computer Readable Copy of Sequence Listing (1 page) and (1) Compact Disk;

Petition for Two Month Extension of Time (1 page);

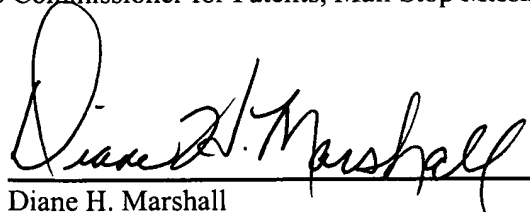
Fee Transmittal for FY 2005 (1 page, in duplicate);

Return Postcard

Serial No. : 10/530,736

Filing Date : April 8, 2005

I hereby certify that the documents identified above are being deposited with the United States Postal Service “Express Mail Post Office to Addressee” service under 37 C.F.R. 1.10 on the date indicated above and are addressed to the Commissioner for Patents, Mail Stop Missing Parts, P.O. Box 1450, Alexandria, VA 22313-1450.

 (signature)
Diane H. Marshall

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Phillips and Wright

Serial No.: 10/530,736

Filed: April 8, 2005

For: Detection, Localization & Staging of Tumors Using Labeled Activated Lymphocytes
Directed to a Tumor Special Epitope

REPLY TO NOTICE TO FILE MISSING REQUIREMENTS

Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Sir:

In reply to the Notice to File Missing Requirements mailed September 8, 2005, Applicants now provide the enclosed Declaration for Patent Application, as well as a copy of the Sequence Listing in computer-readable form and Statement regarding the same. Further, a Petition for a Two Month Extension of Time, to extend the time for reply through January 8, 2006, is submitted herewith, along with a Fee Transmittal authorizing that the appropriate fees be charged to our Deposit Account.

Although Applicants are again submitting a computer-readable copy of the Sequence Listing (identical to that already submitted during the international phase in the U.S. Receiving Office), it is Applicants' position that the computer-readable copy already filed was fully compliant with all requirements. In fact, the previously submitted copy was not noted as deficient in any respect during the international examination. Nonetheless, a new copy and Statement regarding the identity of the present copy with that previously submitted are submitted herewith for the sake of expediency.

It is believed that the Declaration, computer-readable copy of the Sequence Listing, Statement Regarding Sequence Listing, Petition for Extension of Time, and Fee Transmittal constitute a full and complete reply to the Notice to File Missing Requirements under 37 C.F.R. § 371 mailed September 8, 2005.

The Office is invited to contact Applicants' undersigned representative using the information provided below with any questions or comments regarding this Reply.

Respectfully submitted,

Date: Jan 6, 2006



Carl B. Massey, Jr.
Attorney for Applicants
Registration No. 44,224

Docket: V029 1030.1

Womble Carlyle Sandridge & Rice, PLLC
Post Office Box 7037
Atlanta, Georgia 30357-00378
Telephone (336) 721-3681
Facsimile(336) 726-8074

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

Effective on 12/08/2004.

Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818).

FEE TRANSMITTAL
For FY 2005☐ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$) 450

Complete if Known

Application Number	10/530,736
Filing Date	April 8, 2005
First Named Inventor	Phillips
Examiner Name	N/A
Art Unit	NA
Attorney Docket No.	V029 1030.1

METHOD OF PAYMENT (check all that apply)☐ Check ☐ Credit Card ☐ Money Order ☐ None ☐ Other (please identify): _____☒ Deposit Account Deposit Account Number: 09-0528 Deposit Account Name: Womble Carlyle Sandridge

For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)

☒ Charge fee(s) indicated below☐ Charge fee(s) indicated below, except for the filing fee☒ Charge any additional fee(s) or underpayments of fee(s) under 37 CFR 1.16 and 1.17☒ Credit any overpayments

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

FEE CALCULATION**1. BASIC FILING, SEARCH, AND EXAMINATION FEES**

Application Type	FILING FEES		SEARCH FEES		EXAMINATION FEES		Fees Paid (\$)
	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	
Utility	300	150	500	250	200	100	
Design	200	100	100	50	130	65	
Plant	200	100	300	150	160	80	
Reissue	300	150	500	250	600	300	
Provisional	200	100	0	0	0	0	

2. EXCESS CLAIM FEES**Fee Description**

Each claim over 20 (including Reissues)

Fee (\$)

Small Entity Fee (\$)

50 25

Each independent claim over 3 (including Reissues)

200 100

Multiple dependent claims

360 180

Total Claims	Extra Claims	Fee (\$)	Fee Paid (\$)
---------------------	---------------------	-----------------	----------------------

_____ - 20 or HP = _____ x _____ = _____

HP = highest number of total claims paid for, if greater than 20.

Indep. Claims	Extra Claims	Fee (\$)	Fee Paid (\$)
----------------------	---------------------	-----------------	----------------------

_____ - 3 or HP = _____ x _____ = _____

HP = highest number of independent claims paid for, if greater than 3.

3. APPLICATION SIZE FEE

If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listings under 37 CFR 1.52(e)), the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

Total Sheets	Extra Sheets	Number of each additional 50 or fraction thereof	Fee (\$)	Fee Paid (\$)
---------------------	---------------------	---	-----------------	----------------------

_____ - 100 = _____ / 50 = _____ (round up to a whole number) x _____ = _____

4. OTHER FEE(S)


Non-English Specification, \$130 fee (no small entity discount)

Fees Paid (\$)

Other (e.g., late filing surcharge): 2 Month Extension of Time

450

SUBMITTED BY

Signature		Registration No. (Attorney/Agent) 44,224	Telephone 336-721-3681
Name (Print/Type)	Carl B. Massey, Jr.	Date	June 6, 2006

This collection of information is required by 37 CFR 1.136. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 30 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
 United States Patent and Trademark Office
 Address: COMMISSIONER FOR PATENTS
 P.O. Box 1450
 Alexandria, Virginia 22313-1450
 www.uspto.gov

U.S. APPLICATION NUMBER NO. 10/530,736	FIRST NAMED APPLICANT Catherine A Phillips	ATTY. DOCKET NO. V029 1030US
---	---	---------------------------------

INTERNATIONAL APPLICATION NO. PCT/US03/32602

I.A. FILING DATE 10/10/2003	PRIORITY DATE 10/10/2002
--------------------------------	-----------------------------

Womble Carlyle Sandridge Rice
 1201 W Peachtree St., NW Ste. 3500
 Atlanta, GA 30309-3463

CONFIRMATION NO. 2610
 371 FORMALITIES LETTER
 OC000000016947819
 OC000000016947819

Date Mailed: 09/08/2005

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 04/08/2005
- Biochemical Sequence Diskette filed on 04/08/2005
- Biochemical Sequence Listing filed on 04/08/2005
- U.S. Basic National Fees filed on 04/08/2005

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- A copy of the "Sequence Listing" in computer readable form has been submitted. However, the content of the computer readable form does not comply with the requirements of 37 CFR 1.822 and/or 1.823, as indicated on the attached copy of the marked -up "Raw Sequence Listing." Applicant must provide a substitute computer readable form (CRF) copy of the "Sequence Listing" and a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d).

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

RECEIVED

SEP 13 2005

DOCKETED

WOMBLE, CARLYLE,
 SANDRIDGE & RICE P.L.L.C.

Applicant is cautioned that correction of the above items may cause the specification and drawings page count to exceed 100 pages. If the specification and drawings exceed 100 pages, applicant will need to submit the required application size fee.

For questions regarding compliance to 37 CFR 1.821-1.825 requirements, please contact:

- For Rules Interpretation, call (571) 272-0951
- For Patentin Software Program Help, call Patent EBC at 1-866-217-9197 or directly at 703-305-3028 / 703-308-6845 between the hours of 6 a.m. and 12 midnight, Monday through Friday, EST.
- Send e-mail correspondence for Patentin Software Program Help @ ebc@uspto.gov

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

SHELBY J VIGIL

Telephone: (703) 308-9140 EXT 224

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/530,736	PCT/US03/32602	V029 1030US